

#12/A 88
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:
CHAUHAN *ET AL.*

CASE NO.: BC1032 US NA

SERIAL NO.: 09/823,373

GROUP ART UNIT: 1637

FILED: 30 MARCH 2001

EXAMINER: FREDMAN, J. N.

FOR: ISOLATION AND EXPRESSION OF A GENE FOR
A NITRILASE FROM *ACIDOVOROX* 72W

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MAR 06 2003

REPLY UNDER 37 CFR § 1.111Assistant Commissioner for Patents
Washington, DC 20231

TECH CENTER 1600/2900

Sir:

INTRODUCTORY COMMENTS

This Reply is filed in response to the Non-final Office Action, mailed 16 October 2002. This reply is submitted outside the shortened statutory period in compliance with the certificate of mailing procedure. The date of mailing is Wednesday, 19 February 2003, the first business day following the date the Reply was due. Monday, 17 February 2003, was a federal holiday (President's Day), and Tuesday, 18 February 2003, was declared a snow emergency for federal agencies and the USPTO was closed to business transactions. This document is accompanied by a petition for a one month extension of time in which to respond and authorization for the appropriate fee. Please enter the following amendments and remarks and reconsider the application.

Claims 1-46 are pending in this application. Claims 6-8, 21, 22, and 24-45 are withdrawn from consideration under a restriction requirement. Claims 1-5, 9, 11-13, 15-19, 23, and 46 stand rejected. Claims 10, 14, and 20 are objected to. New Claims 47 and 48 are added.

The amendments presented herein (pages 2-5) are made under the Notice of Waiver of 37 CFR 1.121 (Amendment in a Revised Format) issued 31 January 2003.

The numbering of the paragraphs in the Remarks section (pages 6-9) corresponds to that of the pending Office Action.



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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/823,373
Filing Date	30 March 2001
First Named Inventor	Chauhan et al.
Group Art Unit	1637
Examiner Name	Fredman, J. N.
Attorney Docket Number	BC-1032 US NA

Total Number of Pages in This Submission 12

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Fee Attached

☒ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☒ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/
Incomplete Application

☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53

☐ Assignment Papers
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a
Provisional Application

☐ Power of Attorney, Revocation
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s)

☐ After Allowance Communication
to Group

☐ Appeal Communication to Board of
Appeals and Interferences

☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☐ Other Enclosure(s) (please
identify below):

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Remarks

19 February is the first business day following the response date for this document.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual name

Linda Axamethy Floyd

Signature

Linda Axamethy Floyd

Date

19 February 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 19 February 2003

Typed or printed name

Linda Axamethy Floyd

Signature

Linda Axamethy Floyd

Date

19 February 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.